



02-07-06

RCE \$

PTO/SB/30 (09-04)

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REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL

Address to:
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Alexandria, VA 22313-1450

Serial No.	09/934,415
Filing Date	08/21/2001
First Named Inventor	Brendan J. Kitts
Group Art Unit:	2173
Examiner Name	Zhou, Ting
Atty. Docket No.	VIGN1160-1

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 C.F.R. § 1.114**

- a. ☐ Previously submitted
- i. ☐ Consider the amendment (s)/reply under 37 C.F.R. § 1.116 filed on _____
(Any unentered amendment(s) referred to above will be entered).
- ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____
- iii. ☐ Other _____
- b. ☒ Enclosed
- i. ☐ Preliminary Amendment
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statement
- iv. ☒ Other Reply to Office Action Dated 10/14/05

2. **Miscellaneous**

- a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)
- b. ☐ Other _____

3. **Fees**

The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed.

- a. ☒ The Director is hereby authorized to charge **any underpayment or credit any overpayment** to Deposit Account No. 50-3183 for the pendency of this application.
- i. ☒ RCE fee required under 37 C.F.R. § 1.17(e)
- ii. ☐ Additional Claims Fee Under 37 CFR 1.16 and 1.17
- iii. ☒ Other Extension of Time of one month (\$120.00)
- b. ☒ Check in the amount of \$910.00 is enclosed.
- c. ☐ Authorized to deduct \$ _____ From Deposit Account 50-3183 of Sprinkle IP Law Group.

SIGNATURE OF APPLICANT, ATTORNEY OR AGENT REQUIRED

Signature		Date	January 31, 2006
Name (print/type)	John L. Adair	Registration No.	48,828

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as Express Mail to Addressee (Label No. EV734539028US) in an envelope addressed to: Mail Stop: RCE, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450 on January 31, 2006.

Signature		Date	January 31, 2006
Name (Print/Type)	Onita Cannon		

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